

Notice of Allowability

Application No.

10/087,792

Examiner

Dmitry Levitan

Applicant(s)

YOSHIMURA ET AL.

Art Unit

2616

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/28/06.
2. ☒ The allowed claim(s) is/are 1-24, renumbered as 1,2,4,6,3,5,7-24.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☒ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input checked="" type="checkbox"/> Other <u>Attachment A</u> . |

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Amendment, filed 12/28/06 has been entered.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Remus Fetea on 2/28/07.

The application has been amended as follows:

1. Claims 1, 7, 9, 11, 13, 15, 17, 19, 21 and 23 have been amended per Attachment A.

Claims 25 and 26 have been cancelled.

Note: claims 1, 7, 9, 11, 13, 15, 17, 19, 21 and 23 have been amended for clarity, claims 25 and 26 have been cancelled to avoid reading on Olsson in view of APA in further view of Jorgensen.

2. The following changes to the drawings have been approved by the examiner and agreed upon by applicant: typographical errors on Fig. 12 in block S1205 and Fig. 15 in block S1505 have been corrected as follows: --DIVIDE IP PACKET--.

Allowable Subject Matter

3. Claims 1-24 are allowed.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dmitry Levitan whose telephone number is (571) 272-3093. The examiner can normally be reached on 8:30 to 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Doris To can be reached on (571) 272-7529. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


DMITRY LEVITAN
PRIMARY EXAMINER

Dmitry Levitan
Primary Examiner
Art Unit 2616

Attachment A.

Claim 1 (Currently Amended): A packet transmission method for transmitting packets classified according to a quality of service (QoS) requirement from a transmitting node to a receiving node, the packet transmission method comprising the steps of:

in the transmitting node,

selecting sequentially a QoS class;

dividing each IP queued packet to be transmitted, which belongs to the selected class, into a plurality of predetermined data units, wherein a length of the predetermined data unit is set shorter than a length of a typical an average size IP data packet;

transmitting one of the predetermined data units; and

applying a transmitter-side retransmission control process to the data unit to be transmitted when the selected class is a QoS class specified for data type packets;

in the receiving node,

receiving sequentially the data unit transmitted from the transmitting node;

applying a receiver-side retransmission control process to the received data unit to be assembled when the received data unit belongs to one of the QoS classes specified for the data type packets; and

assembling a plurality of received data units to restore an original packet in each QoS class.

Claim 2 (Previously Presented): The packet transmission method as claimed in claim 1, wherein:

in the step of dividing, the queued packet to be transmitted is divided into a plurality of the data units only when there is no data unit which is not yet transmitted and belongs to the same QoS class as the queued packet to be transmitted.

Claim 3 (Previously Presented): The packet transmission method as claimed in claim 1, wherein:

in the step of dividing, the queued packet to be transmitted is divided into a plurality of the data units and stored; and

in the step of transmitting, one of the data units belonging to the selected class from the stored data units is transmitted.

Claim 4 (Original): The packet transmission method as claimed in claim 1, wherein:

the transmitting node applies a header compression process to the queued packet to be transmitted in a predetermined manner, and divides the header-compressed packet into a plurality of the predetermined data units; and

the receiving node applies to the assembled packet a header decompression process corresponding to the header compression process.

Claim 5 (Original): The packet transmission method as claimed in claim 2, wherein:

the transmitting node applies a header compression process to the queued packet to be transmitted in a predetermined manner, and divides the header-compressed packet into a plurality of the predetermined data units; and

the receiving node applies to the assembled packet a header decompression process corresponding to the header compression process.

Claim 6 (Original): The packet transmission method as claimed in claim 3, wherein:

the transmitting node applies a header compression process to the queued packet to be transmitted in a predetermined manner, and divides the header-compressed packet into a plurality of the predetermined data units; and

the receiving node applies to the assembled packet a header decompression process corresponding to the header compression process.

Claim 7 (Currently Amended): A packet transmission system for transmitting packets classified according to a QoS requirement from a transmitting node to a receiving node, wherein,

the transmitting node comprises:

a dividing part provided for each of QoS classes for dividing each IP packet to be transmitted into a plurality of predetermined data units in each of QoS classes, wherein a length of the predetermined data unit is set shorter than a length of a ~~typical~~ an average size IP data packet;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the data unit that belongs to one of QoS classes specified for data type packets and is one of the data units obtained from the dividing part; and

a scheduling part for selecting a data unit to be transmitted from a set of data units including a data unit that belongs to one of QoS classes specified for real time packets and is obtained from the dividing part, and a data unit that belongs to one of the QoS classes specified for data type packets and is obtained from the transmitter-side retransmission control part, and for transmitting the selected data unit, and

the receiving node comprises:

a receiver-side retransmission control part for applying a receiver-side retransmission control process to the data unit that belongs to one of the QoS classes specified for data type packets and is one of the received data units;

an assembling part for assembling in each QoS class plural data units of the received data units, which belong to one of the QoS classes specified for real time packets, and the data units obtained from the receiver-side retransmission control part, which belong to one of the QoS classes specified for data type packets, in order to restore an original packet.

Claim 8 (Previously Presented): The packet transmission system as claimed in claim 7, wherein:

the transmitting node further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the receiving node further comprises a header decompression part;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units;

the assembling part applies the assembling process to the plurality of the predetermined data units to decompress the header-compressed packet; and

the header decompression part applies a header decompression process, which corresponds to the header compression process in the header compressing part, to the header-compressed packet obtained from the assembling part in order to restore an original packet.

Claim 9 (Currently Amended): A packet transmission system for transmitting packets classified according to a QoS requirement from a transmitting node to a receiving node, wherein,

the transmitting node comprises:

a first pre-scheduling part for selecting classes having high priority for transmission from QoS classes specified for data type packets;

a second pre-scheduling part for selecting classes having high priority for transmission from QoS classes specified for real time packets;

a first dividing part for dividing each IP queued packet to be transmitted, which belongs to the QoS class selected by the first pre-scheduling part, into a plurality of predetermined data units, wherein a length of the predetermined data unit is set shorter than a length of a ~~typical~~ an average size IP data packet;

a second dividing part for dividing each queued packet to be transmitted, which belongs to the QoS class selected by the second pre-scheduling part, into a plurality of the predetermined data units;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the packet to be transmitted to be divided by the first dividing part; and

a scheduling part for selecting either one of the QoS classes specified for data type packets or one of the QoS classes specified for real time packets to be transmitted, for transmitting the data unit obtained from the transmitter-side retransmission control part when the QoS class specified for data type packets is selected, and for transmitting the data unit obtained from the second dividing part when the QoS class specified for real time packets is selected, and

the receiving node comprises:

a receiver-side retransmission control part for applying a receiver-side retransmission control process to the data unit that belongs to one of the QoS classes specified for data type packets and is one of the received data units; and

an assembling part for assembling in each QoS class plural data units of the received data units, which belong to one of the QoS classes specified for real time packets, and the data units obtained from the receiver-side retransmission control part, which belong to one of the QoS classes specified for data type packets, in order to restore an original packet.

Claim 10 (Previously Presented): The packet transmission system as claimed in claim 9, wherein:

the transmitting node further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the receiving node further comprises a header decompression part;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units;

the assembling part applies the assembling process to the plurality of the predetermined data units in order to decompress the header-compressed packet; and

the header decompression part applies a header decompression process, which corresponds to the header compression process in the header compressing part, to the header-compressed packet obtained from the assembling part in order to restore an original packet.

Claim 11 (Currently Amended): A packet transmission system for transmitting packets classified according to a QoS requirement from a transmitting node to a receiving node, wherein,

the transmitting node comprises:

a first scheduling part for determining transmission order for packets to be transmitted;

a dividing part provided for each QoS class for dividing each IP packet to be transmitted, of which transmission order is determined by the first scheduling part, into a plurality of predetermined data units in QoS class, wherein a length of the

predetermined data unit is set shorter than a length of ~~a typical~~ an average size IP data packet;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the data unit that belongs to one of QoS classes specified for data type packets and is one of the data units obtained from the dividing part; and

a scheduling part for selecting a data unit to be transmitted from a set of data units including a data unit that belongs to one of QoS classes specified for real time packets and is obtained from the dividing part, and a data unit that belongs to one of the QoS classes specified for data type packets and is obtained from the transmitter-side retransmission control part, and for transmitting the selected data unit, and

the receiving node comprises:

a receiver-side retransmission control part for applying a receiver-side retransmission control process to the data unit that belongs to one of the QoS classes specified for data type packets and is one of the received data units;

an assembling part for assembling in each QoS class plural data units of the received data units, which belong to one of the QoS classes specified for real time packets, and the data units obtained from the receiver-side retransmission control part, which belong to one of the QoS classes specified for data type packets, in order to restore an original packet.

Claim 12 (Previously Presented): The packet transmission system as claimed in claim 11, wherein:

the transmitting node further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the receiving node further comprises a header decompression part;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units;

the assembling part applies the assembling process to the plurality of the predetermined data units in order to decompress the header-compressed packet; and

the header decompression part applies a header decompression process, which corresponds to the header compression process in the header compressing part, to the header-compressed packet obtained from the assembling part in order to restore an original packet.

Claim 13 (Currently Amended): A packet transmitting/receiving apparatus comprising a transmitting part and a receiving part for transmitting and receiving the packets classified according to a QoS requirement respectively, wherein,

the transmitting part comprises:

a dividing part provided for each QoS class for dividing each IP packet to be transmitted into a plurality of predetermined data units in each QoS class, wherein a length of the predetermined data unit is set shorter than a length of a ~~typical~~ an average size IP data packet;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the data unit that belongs to one of QoS classes

specified for data type packets and is one of the data units obtained from the dividing part; and

a scheduling part for selecting a data unit to be transmitted from a set of data units including a data unit that belongs to one of QoS classes specified for real time packets and is obtained from the dividing part, and a data unit that belongs to one of the QoS classes specified for data type packets and is obtained from the transmitter-side retransmission control part, and for transmitting the selected data unit,

the receiving part comprises:

a receiver-side retransmission control part for applying a receiver-side retransmission control process to the data unit that belongs to one of the QoS classes specified for data type packets and is one of the received data units;

an assembling part for assembling in each of QoS classes plural data units of the received data units, which belong to one of the QoS classes specified for real time packets, and the data units obtained from the receiver-side retransmission control part, which belong to one of the QoS classes specified for data type packets, in order to restore an original packet,

the receiver-side retransmission control part generates a retransmission request control signal to indicate a data unit requested to be retransmitted to another packet transmitting/receiving apparatus communicating with the packet transmitting/receiving apparatus,

the scheduling part performs a scheduling process on the retransmission request control signals with the data unit to be transmitted,

the transmitting part further comprises:

a classifying part for classifying and outputting the retransmission request control signals transmitted from the opposing packet transmitting/receiving apparatus into the transmitter-side retransmission control part, and

the transmitter-side retransmission control part outputs to the scheduling part the data unit indicated by the retransmission request control signal transmitted from the opposing packet transmitting/receiving apparatus upon the retransmission request control signal being input.

Claim 14 (Previously Presented): The packet transmitting/receiving apparatus as claimed in claim 13, wherein:

the transmitting part further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the receiving part further comprises a header decompression part;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units;

the assembling part applies the assembling process to the plurality of the predetermined data units in order to decompress the header-compressed packet; and

the header decompression part applies a header decompression process, which corresponds to the header compression process in the header compressing part, to the header-compressed packet obtained from the assembling part in order to restore an original packet.

Claim 15 (Currently Amended): A packet transmitting/receiving apparatus comprising a transmitting part and a receiving part for transmitting and receiving packets classified according to a QoS requirement respectively, wherein,
the transmitting part comprises:

a first pre-scheduling part for selecting classes having high priority for transmission from QoS classes specified for data type packets;

a second pre-scheduling part for selecting classes having high priority for transmission from QoS classes specified for real time packets;

a first dividing part for dividing each IP queued packet to be transmitted, which belongs to the QoS class selected by the first pre-scheduling part, into a plurality of predetermined data units, wherein a length of the predetermined data unit is set shorter than a length of a ~~typical~~ an average size IP data packet;

a second dividing part for dividing each IP queued packet to be transmitted, which belongs to the QoS class selected by the second pre-scheduling part, into a plurality of the predetermined data units;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the packet to be transmitted to be divided by the first dividing part; and

a scheduling part for selecting either one of the QoS classes specified for data type packets or one of the QoS classes specified for real time packets to be transmitted, for transmitting the data unit obtained from the transmitter-side retransmission control part when the QoS class specified for data type packets is selected,

and for transmitting the data unit obtained from the second dividing part when the QoS class specified for real time packets is selected, and

the receiving node comprises:

a receiver-side retransmission control part for applying a receiver-side retransmission control process to the data unit that belongs to one of the QoS classes specified for data type packets and is one of the received data units;

an assembling part for assembling in each QoS class plural data units of the received data units, which belong to one of the QoS class specified for real time packets, and the data units obtained from the receiver-side retransmission control part, which belong to one of the QoS classes specified for data type packets, in order to restore an original packet,

the receiver-side retransmission control part generates a retransmission request control signal to indicate a data unit requested to be retransmitted to another packet transmitting/receiving apparatus communicating with the packet transmitting/receiving apparatus,

the scheduling part performs a scheduling process on the retransmission request control signals with the data unit to be transmitted,

the transmitting part further comprises the classifying part for classifying and outputting the retransmission request control signals transmitted from the opposing packet transmitting/receiving apparatus into the transmitter-side retransmission control part, and

the transmitter-side retransmission control part outputs to the scheduling part the data unit indicated by the retransmission request control signal transmitted from

the opposing packet transmitting/receiving apparatus upon the retransmission request control signal being input.

Claim 16 (Previously Presented): The packet transmitting/receiving apparatus as claimed in claim 15, wherein:

the transmitting part further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the receiving part further comprises a header decompression part;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units;

the assembling part applies the assembling process to the plurality of the predetermined data units in order to decompress the header-compressed packet; and

the header decompression part applies a header decompression process, which corresponds to the header compression process in the header compressing part, to the header-compressed packet obtained from the assembling part in order to restore an original packet.

Claim 17 (Currently Amended): A packet transmitting/receiving apparatus comprising a transmitting part and a receiving part for transmitting and receiving packets classified according to a QoS requirement respectively, wherein,

the transmitting part comprises:

a first scheduling part for determining transmission order for packets to be transmitted;

a dividing part provided for each QoS class for dividing each IP packet to be transmitted, of which transmission order is determined by the first scheduling part, into a plurality of predetermined data units in each QoS class, wherein a length of the predetermined data unit is set shorter than a length of ~~a typical~~ an average size IP data packet;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the data unit that belongs to one of QoS classes specified for data type packets and is one of the data units obtained from the dividing part; and

a scheduling part for selecting a data unit to be transmitted from a set of data units including a data unit that belongs to one of QoS classes specified for real time packets and is obtained from the dividing part, and a data unit that belongs to one of the QoS classes specified for data type packets and is obtained from the transmitter-side retransmission control part, according to the QoS requirement, and for transmitting the selected data unit,

the receiving part comprises:

a receiver-side retransmission control part for applying a receiver-side retransmission control process to the data unit that belongs to one of the QoS classes specified for data type packets and is one of the received data units;

an assembling part for assembling in each QoS class plural data units of the received data units, which belong to one of the QoS classes specified for real time packets, and the data units obtained from the receiver-side retransmission control part,

which belong to one of the QoS classes specified for data type packets, in order to restore an original packet,

the receiver-side retransmission control part generates a retransmission request control signal to indicate a data unit requested to be retransmitted to another packet transmitting/receiving apparatus communicating with the packet transmitting/receiving apparatus,

the scheduling part performs a scheduling process on the retransmission request control signals with the data unit to be transmitted,

the transmitting part further comprises:

the classifying part for classifying and outputting the retransmission request control signals transmitted from the opposing packet transmitting/receiving apparatus into the transmitter-side retransmission control part, and

the transmitter-side retransmission control part outputs to the scheduling part the data unit indicated by the retransmission request control signal transmitted from the opposing packet transmitting/receiving apparatus upon the retransmission request control signal being input.

Claim 18 (Previously Presented): The packet transmitting/receiving apparatus as claimed in claim 17, wherein:

the transmitting part further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the receiving part further comprises a header decompression part;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units;

the assembling part applies the assembling process to the plurality of the predetermined data units in order to decompress the header-compressed packet; and

the header decompression part applies a header decompression process, which corresponds to the header compression process in the header compressing part, to the header-compressed packet obtained from the assembling part in order to restore an original packet.

Claim 19 (Currently Amended): A packet transmitting apparatus for transmitting packets classified according to a QoS requirement, the packet transmitting apparatus comprising:

a dividing part provided for each QoS class for dividing each IP packet to be transmitted into a plurality of predetermined data units in each QoS class, wherein a length of the predetermined data unit is set shorter than a length of ~~a typical~~ an average size IP data packet;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the data unit that belongs to one of QoS classes specified for data type packets and is one of the data units obtained from the dividing part; and

a scheduling part for selecting a data unit to be transmitted from a set of data units including a data unit that belongs to one of QoS classes specified for real time packets and is obtained from the dividing part, and a data unit that belongs to one of the QoS

classes specified for data type packets and is obtained from the transmitter-side retransmission control part, and for transmitting the selected data unit.

Claim 20 (Original): The packet transmitting apparatus as claimed in claim 19, wherein:

the packet transmitting apparatus further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted; and

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units.

Claim 21 (Currently Amended): A packet transmitting apparatus for transmitting packets classified according to a QoS requirement, the packet transmitting apparatus comprising:

a first pre-scheduling part for selecting classes having high priority for transmission from QoS classes specified for data type packets;

a second pre-scheduling part for selecting classes having high priority for transmission from QoS classes specified for real time packets;

a first dividing part for dividing each IP queued packet to be transmitted, which belongs to the QoS class selected by the first pre-scheduling part, into a plurality of predetermined data units, wherein a length of the predetermined data unit is set shorter than a length of a ~~typical~~ average size IP data packet;

a second dividing part for dividing each queued packet to be transmitted, which belongs to the QoS class selected by the second pre-scheduling part, into a plurality of the predetermined data units;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the packet to be transmitted to be divided by the first dividing part; and

a scheduling part for selecting either one of the QoS classes specified for data type packets or one of the QoS classes specified for real time packets to be transmitted, for transmitting the data unit obtained from the transmitter-side retransmission control part when the QoS class specified for data type packets is selected, and for transmitting the data unit obtained from the second dividing part when the QoS class specified for real time packets is selected.

Claim 22 (Original): The packet transmitting apparatus as claimed in claim 21, wherein:

the packet transmitting apparatus further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units.

Claim 23 (Currently Amended): A packet transmitting apparatus for transmitting packets classified according to a QoS requirement, the packet transmitting apparatus comprising:

a first scheduling part for determining transmission order for packets to be transmitted;

a dividing part provided for each of QoS class for dividing each IP packet to be transmitted, of which transmission order is determined by the first scheduling part, into a plurality of predetermined data units in each QoS class, wherein a length of the predetermined data unit is set shorter than a length of ~~a typical~~ an average size IP data packet;

a transmitter-side retransmission control part for applying a transmitter-side retransmission control process to the data unit that belongs to one of QoS classes specified for data type packets and is one of the data units obtained from the dividing part; and

a scheduling part for selecting a data unit to be transmitted from a set of data units including a data unit that belongs to one of QoS classes specified for real time packets and is obtained from the dividing part, and a data unit that belongs to one of the QoS classes specified for data type packets and is obtained from the transmitter-side retransmission control part, according to the QoS requirement, and for transmitting the selected data unit.

Claim 24 (Original): The packet transmitting apparatus as claimed in claim 23, wherein:

the packet transmitting apparatus further comprises a header compressing part for applying a header compression process in a predetermined manner to the packet to be transmitted;

the dividing part divides a header-compressed packet obtained from the header compressing part into a plurality of the predetermined data units.

Claims 25-26 (Cancelled).